

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

STIPULATION TO CONTINUE MOTION HEARING AND ORDER

June 8, 2021: Defense to file any reply in support of motions.

June 22, 2021: Motion Hearing.

In the event no motion is filed, the parties agree that the June 22 hearing shall be converted into a trial-setting hearing.

The parties further stipulate and agree that an exclusion of time for purposes of the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B) would be appropriate between March 23, 2021, and June 22, 2021. Exclusion of time until June 22, 2021 will permit the defense to review discovery, conduct further investigation, adequately prepare motions, and is necessary for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

IT IS SO STIPULATED.

Dated: February 3, 2021

/s/ Marcus S. Bourassa
MARCUS S. BOURASSA
Counsel for Stephen Silverman

Dated: February 3, 2021

/s/ Alex Kessel
ALEX KESSEL
Counsel for Lorik Papyan

Dated: February 3, 2021

/s/ Andrew Dawson
ANDREW DAWSON
Assistant United States Attorney


ORDER

The previously scheduled appearance on March 23, 2021, is hereby vacated. The Court hereby sets a briefing schedule as outlined in the parties' stipulation, above, and sets a motion hearing for 2:30pm on June 22, 2021. In the event no motion is filed, the hearing on June 22, 2021 shall be converted into a trial setting hearing. Pursuant to the parties' stipulation, the Court finds that the exclusion of the period from March 23, 2021 to June 22, 2021 from the time limits applicable under 18 U.S.C. § 3161 is warranted; that the ends of justice served by the continuance

1 outweigh the interests of the public and the defendant in the prompt disposition of this criminal
2 case; and that the failure to grant the requested exclusion of time would deny counsel for the
3 defendants and for the government the reasonable time necessary for effective preparation and of
4 counsel, taking into account the exercise of due diligence, and would result in a miscarriage of
5 justice. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

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7 IT IS SO ORDERED.

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9 DATED: February 3, 2021

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12 HON. RICHARD SEEBORG
13 CHIEF UNITED STATES DISTRICT
14 JUDGE
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